

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: PATENT APPLICATION of:
Inventor(s): F. Abel PONCE DE LEON et al.
Appln. No.: 09/ | 127,738

Group Art Unit 1633
Examiner: M. Wilson
Atty. Dkt. P 0275409

Series Code ↑ | Serial No. ↑

Filed: August 3, 1998
Title: Production of Avian Embryonic Germ (EG) Cell
Lines By Prolonged Culturing of PGCs, Use
Thereof For Cloning and Chimerization

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M# | Client Ref

DO NOT USE FOR PROVISIONAL,
DIVISIONAL, CIP OR DESIGN
APPLICATIONS, OR REEXAMINATION OF
PATENTS

Hon. Commissioner of Patents
Washington, D.C. 20231

Date: September 3, 2002

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER RULE 114

SEP 09 2002

Please continue the examination of this application.

TECH CENTER 1600/2900

PREREQUISITES

This application was filed on/after June 8, 1995, is not abandoned, and no court action has been filed, or if filed, it has been terminated.

An issue fee **has not been** paid (unless a petition under Rule 313(c)(2) is also being filed -- see item 4 below).

Prosecution has been closed as defined in Rule 114(b).

Reply to any outstanding action **must be enclosed or previously filed.**

This application is entitled under Rule 114 to withdrawal of any outstanding finality or of any allowance plus a new action by the Examiner. Consideration on the merits of each submission (e.g., IDS, Amendment, new arguments, new evidence, but not appeal/reply briefs themselves) filed herewith is respectfully requested.

Please consider the following before the next Official Action:

1. Please ☒ enter ☐ do not enter the Amendments filed June 13, 2002 and June 17, 2002
2. ☒ The enclosed Preliminary Amendment
3. ☐ Consider the arguments in the appeal brief filed ___ and reply brief filed
4. ☐ The issue fee has been paid, but this RCE is based on Rule 313(c)(2). See enclosed petition.
5. ☐ The enclosed Information Disclosure Statement
☐ IDS Letter ☐ Cited Appln ☐ Foreign Search Report/OA
☐ PTO-1449 ☐ Cited Documents
6. ☐ Please suspend action under Rule 103(c) for a period of ___ months (3 mos. Max) for which charge the required \$130 fee (fee code 098) to our Deposit Account (see below).
7. Petition is hereby made to extend the **original** due date of August 3, 2002 to
cover the date this Request is filed. **PLEASE CHARGE** the requisite fee to our
Deposit Account (see below) (1 mo) \$110/\$55
(2 mos) \$400/\$200 + 55
(3 mos) \$920/\$460
8. **PLEASE CHARGE** the Rule 17(e) (RCE) filing fee of ☐ \$740 (lg. ent.) ☒ \$370 (sm. ent.) plus any
deficiency and any other fee due now or later to our Deposit
Account No. 03-3975 under Order No. 015837 / 0275409
C# M#

NOTE: Rule 17(e) filing fee Cannot be deferred!
NO CLAIMS FEE REQUIRED unless you are
adding claims by box 2 Amendment in which case
cover this with PAT-120.

370.00 CH
55.00 CH

Pillsbury Winthrop LLP
Intellectual Property Group

P.O. Box 10500
McLean, VA 22102

By Atty: Robin L. Teskin

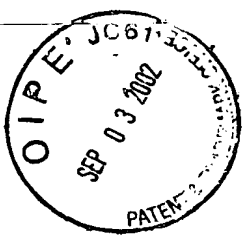
Reg. No. 35,030

(703) 905-2000
Atty/Sec: RLT/af

Sig: *Robin L. Teskin*

Fax: (703) 905-2500
Tel: (703) 905-2200

NOTE: File this Request (plus enclosures, if any) in duplicate and with PTO receipt (PAT-103A)



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re PATENT APPLICATION OF

F. Abel PONCE DE LEON et al.

Group Art Unit: 1633

Application No. 09/127,738

Examiner: Michael C. Wilson

Filed: August 3, 1998

Title: PRODUCTION OF AVIAN EMBRYONIC GERM (EG) CELL LINES BY PROLONGED
CULTURING OF PGCs, USE THEREOF FOR CLONING AND CHIMERIZATION

* * * * *

PRELIMINARY AMENDMENTHon. Commissioner of Patents
Washington, D.C. 20231

Sir:

In addition to entering the Amendment filed June 3, 2002, and the Supplemental Amendment filed June 17, 2002, in the above-application, please amend the application as follows. Copies of the amended claims, marked to identify the changes that are made, are included in the attached appendix.

IN THE CLAIMS:

Claims 4, 15, and 25-30 are amended as follows:

F1 4. (Amended) The method of Claim 1, wherein said avian PGCs are obtained from
an avian of the order *Gallinaceae*.

F2 15. (Amended) The method according to Claim 14, wherein said PGCs are derived
from avian embryos of the order *Gallinaceae*.